#### Report to the Montana Legislature

# Required Out-of-State Placement and Monitoring Report July 1, 2010 through June 30, 2011 Submitted September, 2011

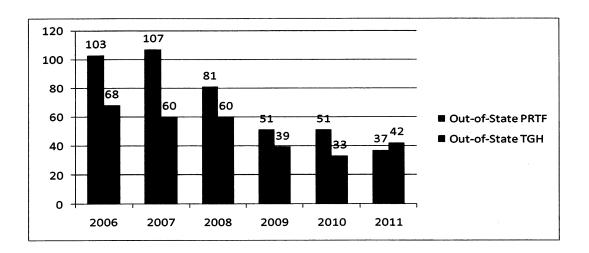
(No. 3.0)

As defined in MCA 52-2-301(3), it is the policy of the state of Montana "to serve high-risk children with multiagency service needs within their home, community, region, and state, whenever possible, and to use out-of-state providers as a last resort." The Department of Public Health and Human Services is required to report biannually to the Children, Families, Health, and Human Services Interim Committee concerning the information it has collected about out-of-state placements and the results of the efforts it has made to reduce out-of-state placements (MCA 52-2-311). Reporting does not include out-of-state placements by Tribal Governments.

Below is a summary of how many youth <u>funded with state dollars</u> were in out-of-state placement (excluding hospitals) during the past three state fiscal years since this requirement was enacted.

| All Youth in Out-of-State Placer |     | Unduplicated Number of Youth  Receiving Medicaid Funded Mental  Health Services |      |  |
|----------------------------------|-----|---|------|--|
| SFY 2009                         | 126 | 9,049   | 1.43 |  |
| SFY 2010                         | 109 | 10,078  | 1.08 |  |
| SFY 2011                         | 110 | 10,758  | 1.02 |  |

The Children's Mental Health Bureau is responsible for managing Medicaid funded mental health services for youth ages 0 to 18. The number of youth in Medicaid funded out-of-state Psychiatric Residential Treatment Facilities (PRTF) has dropped from 103 in SFY 2006 to 37 in SFY 2011. Montana only uses one out-of-state Therapeutic Group Home (TGH) which is located in Sheridan Wyoming. The number of youth in out-of-state TGH has also decreased since SFY 2006. Other agency funding is needed for room and board when a youth is in a TGH or when Medicaid does not pay for treatment for 'uncovered' diagnoses or situations. Medicaid does not cover treatment when the primary diagnosis is either conduct disorder or sexual offending behavior. The chart below reflects only those youth who went out-of-state funded in whole or in part by Medicaid. Some youth have received both PRTF and TGH services out-of-state during the same SFY and, therefore, are duplicated in the count.

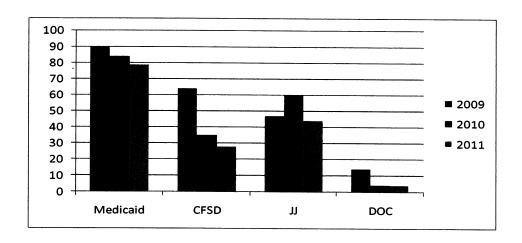


#### **Out-of-State Placements by Funding Source by Year**

Includes Psychiatric Residential Treatment Facilities (PRTF) and Therapeutic Group Home (TGH)

Prior to SFY 2009 the Department did not collect information on out-of-state placements from other agencies or programs. Since 2009 when SB 399 was enacted, all agencies have reduced the use of out-of-state placements. The charts below summarize the number of youth per agency (fund source) by fiscal year. Youth with more than one fund source are listed under each source. Also, a youth could be in an out-of-state PRTF and TGH, or multiple facilities, in the same year. Therefore, the grand total is a duplicated count. The unduplicated count of any state funded Montana youth per state fiscal year is identified.

| 2009 PROVIDER TYPE PRTF TGH Total Placements Unduplicated Cou | 51<br>39<br>90 | FUND SC<br>CFSD<br>36<br>28<br>64 | DURCE<br>JJ<br>18<br>29<br>47 | DOC<br>9<br>5<br>14 | Grand Total<br>114<br>101<br>215 |
|---|----------------|-----------------------------------|-------------------------------|---------------------|----------------------------------|
| 2010  |                | FUND SC                           | URCE                          |                     |                                  |
| PROVIDER TYPE   | Medicaid       | CFSD                              | JJ                            | DOC                 | Grand Total                      |
| PRTF  | 51             | 22                                | 31                            | 4                   | 108                              |
| TGH   | 33             | 13                                | 29                            | 0                   | 75                               |
| Total Placements  | 84             | 35                                | 60                            | 4                   | 183                              |
| Unduplicated Cou  | unt = 109      |                                   |                               |                     |                                  |
| 2011  |                | FUND SC                           | URCE                          |                     |                                  |
| PROVIDER TYPE   | Medicaid       | CFSD                              | JJ                            | DOC                 | <b>Grand Total</b>               |
| PRTF  | 37             | 13                                | 24                            | 4                   | 78                               |
| TGH   | 42             | 15                                | 20                            | 0                   | 77                               |
| Total Placements  | 79             | 28                                | 44                            | 4                   | 155                              |
| Unduplicated Cou  | unt = 110      |                                   |                               |                     |                                  |



#### **New Medicaid Funded PRTF Admissions in SFY 2011**

Administrative rule requires a youth be denied admission by all three in-state PRTFs prior to going to an out-of-state PRTF. Beginning July 1, 2011 a fourth denial is required by the PRTF Waiver Program for youth living in counties the Waiver serves. Below are the reasons given by in-state PRTFs for not admitting the 25 Medicaid funded youth admitted to out-of-state PRTFs in SFY11. Multiple reasons can be given for each youth, but at least one reason for denial must be listed.

#### Rank order of reasons Medicaid funded youth not admitted to in-state PRTF:

| <b>T</b>   |   |
|--|---|
| Severe violence/physical aggression, Facility can't assure safety.                   | 27  |
| History of multiple PRTF placements without response to treatment.                   | 21  |
| Developmentally disabled or IQ/neuron-psych deficits. Too impaired to benefit from   | 14  |
| treatment offered.   |   |
| Established pattern of antisocial behavior with no documented response to treatment. | 11  |
| Disregard for limit setting by staff, requiring 1:1 staff more that 75% of time.     | 9   |
| Lack of bed availability.  | 8   |
| Does not fit into current milieu.  | 6   |
| Medical condition requiring specialized services beyond the capacity of facility.    | 6   |
| Severe suicide risk based on multiple attempts over recent six month period.         | 3   |
| Primary presenting problem is chemical dependency. No prior substance abuse          | 2   |
| treatment and inpatient CD treatment is indicated.                                   |   |
| Autism Spectrum Disorder.  | 2   |
| One or only presenting problem is sexually reactive or sex offending behavior.       | 1   |
| Extensive criminal history.  | 1   |
| Legal guardian was not satisfied with previous treatment at facility.                | 1   |
| Too acute for facility.  | 1   |
| Has reached maximum benefit of treatment at this facility.                           | 1   |
| Previously disruptive of treatment of others at this facility.                       | 1   |
|  | History of multiple PRTF placements without response to treatment.  Developmentally disabled or IQ/neuron-psych deficits. Too impaired to benefit from treatment offered.  Established pattern of antisocial behavior with no documented response to treatment. Disregard for limit setting by staff, requiring 1:1 staff more that 75% of time.  Lack of bed availability.  Does not fit into current milieu.  Medical condition requiring specialized services beyond the capacity of facility.  Severe suicide risk based on multiple attempts over recent six month period.  Primary presenting problem is chemical dependency. No prior substance abuse treatment and inpatient CD treatment is indicated.  Autism Spectrum Disorder.  One or only presenting problem is sexually reactive or sex offending behavior.  Extensive criminal history.  Legal guardian was not satisfied with previous treatment at facility.  Too acute for facility.  Has reached maximum benefit of treatment at this facility. |

The average cost of an in-state PRTF is \$332 per day. This rate is based on an all inclusive bundled psychiatric rate plus a provider specific ancillary rate. Youth admitted to in-state PRTFs do not have direct access to state plan ancillary services, such as dental care or eyeglasses. Ancillary service providers must bill the PRTF for these services while the youth is in the facility, and the facility covers those costs with its provider specific ancillary rate.

The average cost of an out-of-state PRTF is \$380 per day. Out-of-state PRTFs are reimbursed 50% of their usual and customary costs, which must include all ancillary services the youth receives while in the facility.

In SFY 2010 the Average Length of Stay (ALOS) in an in-state PRTF was 120 days while the ALOS in an out-of-state PRTF was 209 days.

| Information Ab                            | oout the 25 Medi                         | caid Funded You<br>SFY 2011 | th Admitted to ( | Out-of | -State PRTFs              |  |
|---|--|-----------------------------|------------------|--------|---------------------------|--|
|   |  | Legal Guardian              | )                |        |                           |  |
| Biological Parents                        | Other Care<br>Relativ                    |                             |                  |        | Adoptive Parents          |  |
| 12  | 6  |                             | 4                |        | 3                         |  |
|   |  | Referral Source             | 9                |        |                           |  |
| Acute Hospital                            | Corrections<br>Court or Ch<br>Family Ser | ild and                     | In-state PRTF    |        | Therapeutic Group<br>Home |  |
| 17  | 5  |                             | 2                |        | 1                         |  |
| Previous Treatment Prior to Hospital Care |  |                             |                  |        |                           |  |
| Multiple Services                         | PRTF                                     | Community<br>Services       | TGH No           |        | None or Unknown           |  |
| 10  | 8  | 3                           | 3 2              |        | 2                         |  |

### Medicaid Admissions to Out-of-State Therapeutic Group Home (TGH) SFY 2011

Nine (9) youth funded by Medicaid were admitted to Normative Services, Inc. in Wyoming during this period.

## Cost of Medicaid Funded Youth Placed Out-of-State: 7/1/06 through 6/30/11 Note: Data is based on paid claims data (date of payment), not date of service.

|                    | Psychiatric Residential Treatment Facilities (PRTF) |              |                                   |         |              |        |  |  |
|--------------------|---|--------------|-----------------------------------|---------|--------------|--------|--|--|
| Date of<br>Payment | Net Payments  |              | Youth Served (unduplicated count) |         | Total        |        |  |  |
|                    |   |              |                                   | Out-of- | Net          | Youth  |  |  |
| SFY                | In-State  | Out-of-State | In-State                          | State   | Payments     | Served |  |  |
| 2007               | \$9,736,257   | \$5,570,525  | 357                               | 107     | \$15,306,782 | 464    |  |  |
| 2008               | \$7,989,212   | \$4,391,205  | 391                               | 105     | \$12,380,417 | 496    |  |  |
| 2009               | \$10,368,363  | \$3,145,160  | 399                               | 71      | \$13,513,523 | 470    |  |  |
| 2010               | \$10,898,318  | \$2,589,338  | 407                               | 53      | \$13,487,656 | 460    |  |  |
| 2011               | \$10,554,112  | \$2,272,024  | 379                               | 40      | \$12,826,136 | 419    |  |  |

| Therapeutic Group Home (TGH) |              |              |                      |              |                 |        |  |  |
|------------------------------|--------------|--------------|----------------------|--------------|-----------------|--------|--|--|
| Date of                      |              |              | Youth Served         |              |                 |        |  |  |
| Payment                      | Net Payments |              | (unduplicated count) |              | Total           |        |  |  |
|                              |              |              |                      |              | Net             | Youth  |  |  |
| SFY                          | In-State     | Out-of-State | In-State             | Out-of-State | <b>Payments</b> | Served |  |  |
| 2007                         | \$13,663,996 | \$1,993,662  | 489                  | 56           | \$15,657,658    | 545    |  |  |
| 2008                         | \$14,679,800 | \$2,175,952  | 692                  | 66           | \$16,855,752    | 758    |  |  |
| 2009                         | \$15,161,013 | \$1,069,427  | 532                  | 43           | \$16,230,440    | 575    |  |  |
| 2010                         | \$15,354,712 | \$854,985    | 547                  | 34           | \$16,209,697    | 581    |  |  |
| 2011                         | \$16,217,874 | \$1,219,516  | 569                  | 41           | \$17,437,390    | 610    |  |  |

#### Efforts the Department has Initiated to Avoid Out-of-State Placements

The Children's Mental Health Bureau has initiated a variety of efforts to control, and where possible, reduce out-of-state placements in PRTF and TGH. The following activities have been in place or initiated during the past twelve months.

1. Beginning July 1, 2011 a denial from the PRTF waiver program is required in addition to a denial from all 3 in-state PRTFs, before a youth is eligible for out-of-state placement in a PRTF. The PRTF Waiver offers intensive in-home services and wraparound facilitation in addition to all of the other state plan services. Youth who live in any of the 5 sites (13 counties) covered by this program (Billings, Missoula, Helena, Great Falls and Kalispell) have this option now. The Department would like to make this alternative available statewide by 10/1/2012. CMHB is increasing the state's capacity to use wraparound facilitation in community based settings as an alternative to facility based treatment by offering wraparound facilitator and coach training regularly.

- 2. Both in-state and out-of-state PRTFs were surveyed in August, 2011 about the specialty care each facility provides and how it is provided. The results of the survey will be made available to state agencies and in-state providers to assist with in-state placements and to guide appropriate out-of-state placements when in-state placements are unavailable. The survey will be repeated annually and the results updated. During the next twelve months, therapeutic group homes will be surveyed to identify the specialty care available at this level of care.
- 3. Medicaid enrollment of new out-of-state PRTF providers remains suspended, unless a youth needs specialty care not provided in-state or no enrolled in-state provider will accept the youth.
- 4. CMHB and Magellan staff explore alternatives to OOS PRTF admissions by inviting qualified in-state providers to submit an alternative plan before authorizing an out-of-state PRTF admissions.
- 5. CMHB reviews 100% of PRTF discharge plans to monitor adequate discharge planning and to reduce unnecessary readmissions to this level of care. A key to supporting adequate discharge plans is family engagement and involvement.